IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

-

WRIT PETITION NO : 20168 of 2004

Between:

B. Purnachandra Rao S/o B. Guruchandranam
R/o 18-8-452/B/243, Bhavalal Nagar, Uppuguda, Hyderabad

..... PETITIONER

AND

1 The Station House Officer, Chatrinaka Police Station, Uppuguda, Hyderabad
2 The Circle Inspector, Chatrinaka Circle, Uppugada, Hyderabad

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue preferably a Writ in the nature of mandamus or any appropriate Writ, direction the respondents not to interfere with day to day business of petitioner in Door NO. 18-8-452/B/243, Bhavalal nagar, uppugada, Hyderabad and declare the same as illegal, arbitrary on constitutional and without authority of law.

Counsel for the Petitioner:MR.A.RAJASEKHAR REDDY

Counsel for the Respondents: GP FOR HOME

The Court at the stage of admission made the following ORDER:

The petitioner alleges that the respondents are interfering with his business activities indiscriminately and causing hardship to him. He seeks appropriate directions in this regard.

Heard learned counsel for the petitioner and learned Government Pleader for Home.

The petitioner has referred to certain specific instances of interference with his business and unlawful demands of amounts from him. However, these are unverified facts. The interference by the police with the right of an individual can be only on the basis of a specific complaint and on registration of a case under the relevant provisions of law. In the absence of the same, it shall not be open to them to interfere with the activities or rights of an individual. Though time was granted to the learned Government Pleader for Home, no material is placed before this Court.

Be that as it may, the writ petition is disposed of directing that the respondents shall not interfere with the petitioner in any manner, except when any case is registered against him. No order as to costs.

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15-12-2004

kdl

To

1 The Station House Officer, Chatrinaka Police Station, Uppuguda, Hyderabad
2 The Circle Inspector, Chatrinaka Circle, Uppugada, Hyderabad

3 Two CCs to the Government Pleader for Home, A.P.High Court Buildings, Hyderabad (OUT).

4 Two CD copies.